



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No.: 09/882,509

Filing Date: June 15, 2001

Applicant(s): KUPPUSAMY et al.

Title: RECOMBINANT STREPTOKINASE

Group Art Unit: 1652

Examiner: Monshipouri, Maryam

Attorney Docket No.: 51321.003

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a)**

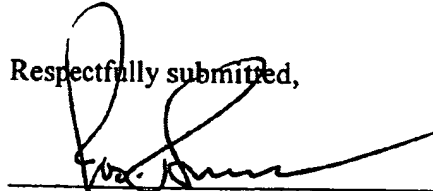
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

To the Commissioner:

Applicants petition the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated December 15, 2004, for three months from March 15, 2005, to June 15, 2005. The granting of the requested extension of time will not extend the period for response beyond the six-month statutory limit.

A PTO-2038 is enclosed to cover the petition fee. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 18-2055.

Respectfully submitted,

  
Joseph T. Leone, Reg. No. 37,170  
DEWITT ROSS & STEVENS S.C.  
US Bank Building  
8000 Excelsior Drive, Suite 401  
Madison, Wisconsin 53717-1914  
Telephone: (608) 831-2100  
Facsimile: (608) 831-2106

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

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Date of Deposit: 6-14-05

Signature: Maryam Monshipouri

6/21/2005 TBESHAH1 00000049 09882509

2 FC:2253

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Adjustment date: 09/01/2005 SDIRETA1  
06/21/2005 TBESHAH1 00000049 09882509  
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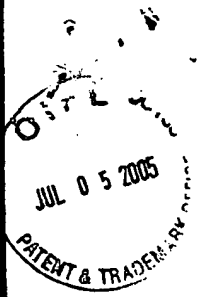
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PATENT MAINTENANCE  
DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No.: 09/882,509

Group Art Unit: 1652

705 JUL 15 PM 2:1

Filing Date: June 15, 2001

Examiner: Monshipouri, Maryam  
US PATENT & TRADEMARK  
OFFICE

Applicants: Kuppusamy et al.

Attorney Docket No.: 51321.003

Title: RECOMBINANT STREPTOKINASE

REQUEST FOR REFUND

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

To the Commissioner:

Applicants hereby request a refund in the amount of \$760 (to be credited to the undersigned counsel's credit card) for the Notice of Appeal and Petition for Three-Month Extension of Time that were filed in this application on June 15, 2005. The need for the Notice of Appeal and the extension of time were rendered moot by the Office having re-opened prosecution in a non-Final Office Action dated June 13, 2005.

FACTS

I, Joseph T. Leone, Applicants' undersigned counsel, have personal knowledge of the following facts. I personally drafted and have been prosecuting this application on behalf of the Applicants.

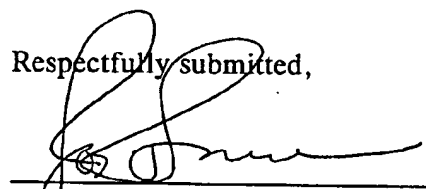
A Final Office Action in this case was mailed December 15, 2004. Applicants filed an initial Response After Final on February 15, 2005, as well as a Supplemental Response After Final on April 14, 2005.

Having heard nothing from the Office in response to the Supplemental Response After Final, Applicants filed a Notice of Appeal and the required Petition for Three-

Month Extension of Time on June 15, 2005 (the last day of the maximum six-month statutory period for reply). Unbeknownst to Applicants, the Examiner in charge of this case re-opened prosecution in a non-Final Office Action mailed June 13, 2005. This action, however, was not received in undersigned counsel's office until June 16, 2005, after the expiration of the six-month period for reply.

The new action, being non-Final, has (at least for the moment) mooted the need for a Notice of Appeal. Applicants therefore request that their Notice of Appeal Fee (\$250) and the extension of time fee (\$510) be refunded to counsel's credit card.

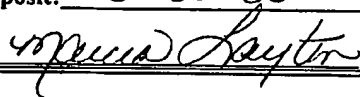
Respectfully submitted,

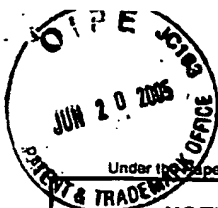
  
**Joseph T. Leone, Reg. No. 37,170**  
**DEWITT ROSS & STEVENS S.C.**  
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Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/31 (04-05)

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

51321.003

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]  
on June 14, 2005

Signature

Typed or printed name

Marcia Layton  
Marcia Layton

In re Application of  
**KUPPUSAMY et al.**

Application Number  
**09/882,509**

Filed

**6/15/2001**

For **Recombinant Streptokinase**

Art Unit

**1652**

Examiner

**Monshipouri**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 250

☐ A check in the amount of the fee is enclosed.

☒ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 18-2055. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

☒ attorney or agent of record.  
Registration number 37,170

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

Signature

Joseph T. Leone

Typed or printed name

608-831-2100

Telephone number

June 14, 2005

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

06/21/2005 TBESHAH1 00000049 09882509

01 FC:2401

250.00 OP

Adjustment date: 09/01/2005 SDIRETA1

06/21/2005 TBESHAH1 00000049 09882509

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